

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

IN RE STATE STREET BANK AND
TRUST CO. FIXED INCOME FUNDS
INVESTMENT LITIGATION

MDL No. 1945

HOUSTON POLICE OFFICERS' PENSION
SYSTEM,

Plaintiffs,

No. 08 Civ. 5442 (RJH)

v.

ORAL ARGUMENT REQUESTED

STATE STREET BANK & TRUST CO. and
STATE STREET GLOBAL ADVISORS,

Defendant.

STATE STREET'S MOTION FOR SUMMARY JUDGMENT

Defendant State Street Bank and Trust Company ("State Street"), based upon the accompanying Rule 56.1 Statement of Undisputed Material Facts, Declaration of Harvey J. Wolkoff with attached exhibits 1-55, dated June 2, 2010, Declaration of Andrew S. Carron with attached exhibit A, dated June 2, 2010, and Memorandum of Law in Support, and upon all the pleadings and proceedings heretofore had herein, hereby moves this Court for an order granting summary judgment in favor of defendant dismissing with prejudice all claims asserted against it in plaintiffs' Original Complaint (Causes of Action I, II, III, IV, V, VI, and VIII), and granting defendant such other relief in its favor as the Court deems proper. Pursuant to Your Honor's Individual Practices, State Street requests oral argument.

Dated: June 2, 2010

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CERTIFICATE OF SERVICE

I hereby certify that on June 2, 2010, I caused a true and correct copy of the foregoing document to be served upon the following counsel of record electronically.

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